

Docket No. 1010-100US3

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of: Romanczyk et al.

SEP 24 2004

Filed: March 1, 2004

Group Art Unit: 1614

Serial No: 10/790,268

Examiner: Not yet assigned

For: PHARMACEUTICAL COMPOSITIONS

## SECOND PRELIMINARY AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Prior to the examination of the above-identified application, please enter the following amendment.

{W:\WUCS\NJPC\1010\100US3\00001397.DOC}

1

Preliminary Amendment  
Filed September 24, 2004  
1010/100US3

NADA JAIN, P.C.  
560 White Plains Road, Suite 460  
Tarrytown, NY 10591  
Phone: 914 333-0610  
Fax: 914-333-0615

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Date: September 24, 2004  
Attorney Docket No. 1010/100US3

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Paper(s) Being Transmitted: **Second Preliminary Amendment (8 pages);  
Fee Transmittal – in duplicate (2 pages)**

Number of Pages Being Transmitted (including cover): 11

**COMMENTS:**

**CERTIFICATE OF FACSIMILE TRANSMISSION**

Serial No.: **10/790,268**

Filed: **March 1, 2004**

I hereby certify that these papers are being facsimile transferred to the United States Patent and Trademark Office on the date shown below.

Date: September 24, 2004

  
By: Nada Jain

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PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0092  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 216.00)

## Complete if Known

Application Number	10/790,268
Filing Date	March 1, 2004
First Named Inventor	Leo J. Romanczyk, Jr.
Examiner Name	
Art Unit	1614
Attorney Docket No.	1010/0100US3

## METHOD OF PAYMENT (check all that apply)

Check  Credit card  Money Order  Other  None

 Deposit Account:

Deposit Account Number	50-2549
Deposit Account Name	NADA JAIN, P.C.

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee			
1002 340	2002 170	Design filing fee			
1003 530	2003 265	Plant filing fee			
1004 770	2004 385	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
<b>SUBTOTAL (1) (\$)</b>					

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
52	-20** = 12		x 18	= 216	
			- 3** =	x	

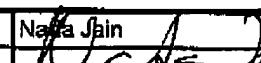
Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 280	2203 145	Multiple dependent claim, if not paid
1204 88	2204 43	** Reissue Independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) (\$ 216)</b>		

\*or number previously paid, if greater. For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 85	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 420	2252 210	Extension for reply within second month			
1253 850	2253 475	Extension for reply within third month			
1254 1,480	2254 740	Extension for reply within fourth month			
1255 2,010	2255 1,005	Extension for reply within fifth month			
1401 330	2401 165	Notice of Appeal			
1402 330	2402 165	Filing a brief in support of an appeal			
1403 290	2403 145	Request for oral hearing			
1451 1,610	1451 1,610	Petition to institute a public use proceeding			
1452 110	2452 55	Petition to revive - unavoidable			
1453 1,330	2453 665	Petition to revive - unintentional			
1501 1,330	2501 665	Utility issue fee (or reissue)			
1502 480	2502 240	Design issue fee			
1503 640	2503 320	Plant issue fee			
1460 130	1460 130	Petition to the Commissioner			
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)			
1806 180	1806 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))			
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))			
1801 770	2801 385	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			
Other fee (specify)					
*Reduced by Basic Filing Fee Paid					
<b>SUBTOTAL (3) (\$)</b>					

SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	Nada Jain	Registration No. (Attorney/Agent)	41,431	Telephone 914 333-0610
Signature		Date	September 24, 2004	

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